

REMARKS/ARGUMENTS

Claims 8-17, 19, 22-25, 27, 38, 52-54, 56 and 111-114 are currently pending.

1. Information Disclosure Statements

Applicants are filing herewith an Information Disclosure Statement citing two references. Both of these references were originally cited in an IDS filed on 10/17/2007. However, the two references were not considered because the publication dates were not listed on the Form 1449. Applicants respectfully request that the references be considered and that an initialed copy of the Form 1449 be returned to Applicants.

2. Double Patenting

Claims 8-17, 19, 22-25, 27, 38, 52-54, 56 and 111-114 are provisionally rejected on the ground of non-statutory obviousness-type double patenting over select claims of Application No. 10/809,636. Since Application No. 10/809,636 is now abandoned, the rejection is believed to be moot.

Claims 8-17, 19, 22-25, 27, 38, 52-54, 56 and 111-114 are provisionally rejected on the ground of non-statutory obviousness-type double patenting over select claims of Application No. 10/809,637. A Terminal Disclaimer relative to the reference application is filed herewith.

Accordingly, the Examiner's obviousness type double patenting rejection should be withdrawn.

CONCLUSION

Applicants earnestly believe that they are entitled to a letters patent, and respectfully solicit the Examiner to expedite prosecution of this patent application to issuance. Should the Examiner have any questions, the Examiner is encouraged to telephone the undersigned.

Respectfully submitted,

Takeda San Diego, Inc.

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